



IN THE UNITED STATES PATENT AND TRADEMARK
OFFICE PATENT OPERATIONS

PATENT

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TC 1700

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05-05-02
DW

Art Unit: 1761 Examiner: Unknown
Applicants: Nico RACZEK *et al.*
Application No. 10/057,212
Filed: January 24, 2002
Title: **"Sorbic Acid Product as Growth-stabilizing Addition to Feedstuffs
for Agricultural Livestock Rearing"**

Honorable Commissioner for Patents
Washington, DC 20231

Charlotte, North Carolina
April 25, 2002

Dear Sir:

SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Pursuant to 37 CFR §§ 1.56 and 1.97 *et seq.*, Applicant hereby submits the attached Forms PTO/SB/08A and PTO/SB/08B and the references listed thereon. The references were cited during prosecution of the corresponding German application of the above-identified patent application filed January 24, 2002. The relevancy of each reference which is not in the English language is given below.

DE-A 197 39 319 refers to soaked salts of carbonic acids. The salt of the C1-C8 carbonic mono- or diacid is soaked with a liquid C1-C8 carbonic mono or diacid. These soaked salts may optionally be coated with water soluble polymers, organic acids like citric acid, fumaric acid, succinic acid, adipic acid, benzoic acid, sorbic acid or its salts or low melting inorganic salts.

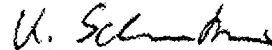
DE-A 37 04 175 discloses preservation of animal feed with sorbic acid.

DE-A 37 01 567 discloses preservation of animal feed with sorbic acid or a sorbate and another physiologically acceptable acid like amidosulfonic acid, phosphoric acid, hydrogen sulfates, hydrogen sulfites, adipic acid, formic acid, citric acid, acetic acid and fumaric acid. Kirchessner et al., J. Anim. Physiol. a. Anim. Nutr. 74(1995), 235-242 describes the use of

sorbic acid in pig rearing. The sorbic acid concentrations used were 1.2, 1.8 and 2.4 wt.-% based on the feed stuff. Kirchgessner also reports on the use of 0.1% sorbic acid in broiler rearing.

Applicant respectfully requests that each reference be reviewed and made of reference in the instant application.

Respectfully submitted,



Klaus Schweitzer

See attached Limited Liability Recognition Form

ProPat, L.L.C.

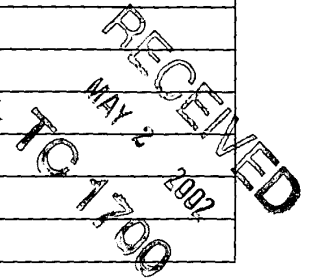
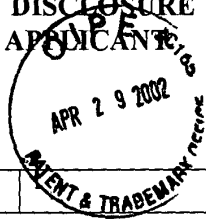
2912 Crosby Road

Charlotte, North Carolina 28211-2815

Telephone (704) 365-4881


Attorney's Docket No. 01/016 NUT

PTO/SB/08A		Complete if Known	
Substitute for Form 1449A/PTO		Application Number	10/057,212
INFORMATION DISCLOSURE STATEMENT BY APPLICANT		Filing Date	January 24, 2002
		First Named Inventor	Nico N. RACZEK
		Group Art Unit	1761
		Examiner Name	Unknown
Sheet 1	Of	Attorney Docket Number	01/016 NUT

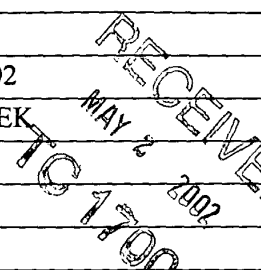


U.S. PATENT DOCUMENTS						
Examiner Initials	Cite No.	U. S. Patent Number	Kind Code	Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear

FOREIGN PATENT DOCUMENTS								
Examiner Initials'	Cite No.	Foreign Patent Document			Name of Patentee or Applicant of Cited Document	Date of Publication of Cited Document MM-DD-YYYY	Pages, Columns, Lines Where Relevant Passages or Relevant Figures Appear	T2
		Office	Number	Kind Code				
		DE	197 39 319	A1	Brockel	03/11/1999		
		DE	37 11 054 = AU 881771	C2	Ruschke et al.	10/13/1988		
		DE	37 04 175	A1	Luth	08/25/1988		
		DE	37 01 567	A1	Remmert et al.	08/04/1988		
Examiner Signature				DATE CONSIDERED				



PTO/SB/08B		Complete if Known	
Substitute for Form 1449A INFORMATION DISCLOSURE BY APPLICANT STATE		Application Number	10/057,212
		Filing Date	January 24, 2002
		First Named Inventor	Nico N. RACZEK
		Group Art Unit	1761
		Examiner Name	
Sheet	1	Of	1
		Attorney Docket Number	01/016 NUT



OTHER PRIOR ART – NON PATENT LITERATURE DOCUMENTS			
Examiner Initials'	Cite No.	Include name of the author (in CAPITAL LETTERS), Title of the Article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc), date, page(s), volume-issue number(s), publisher, city and/or country where published	T2
		Kirchgessner, F. et al., <u>J. Anim. Physiol. a. Anim. Nutr.</u> 74, (1995), 235-242	
EXAMINER		DATE CONSIDERED	
EXAMINER: Initial citation considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.			

1761

Please type a plus sign (+) inside this box: ☐

PTO 652/21 (08-00)

Approved for use through 10/31/2002. ONE 0861-0031
U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

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<p>TRANSMITTAL FORM</p> <p>(to be used for all correspondence after initial filing)</p>	Application Number	10/057,212
	Filing Date	Jan. 24, 2002
	First Named Inventor	Nico Raczek
	Group Art Unit	1761
	Examiner Name	unknown
Total Number of Pages in This Submission	Attorney Docket Number	01/016 NUT

ENCLOSURES (check all that apply)

<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fees Attached <input type="checkbox"/> Amendment / Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/Declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input checked="" type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application) <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation/Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):
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Remarks

Return Receipt post card
Limited Recognition form

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Klaus Schweitzer, ProPat LLC
Signature	<i>K. Schweitzer</i>
Date	April 25, 2002

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231 on this date: <u>4-25-02</u>	
Typed or printed name	Claire N. Wygand
Signature	<i>Claire N. Wygand</i>
Date	April 25, 2002

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LIMITED RECOGNITION UNDER 37 CFR § 10.9(b)

Klaus Schweitzer is hereby given limited recognition under 37 CFR § 10.9(b) as an employee of ProPat, L.L.C. to prepare and prosecute U.S. patent applications wherein the applicant is the client of ProPat, L.L.C., and the attorney of record in the applications is Mr. Gregory Clements (Reg. No. 30713). This limited recognition shall expire on the date appearing below, or when whichever of the following events first occurs prior to the date appearing below: (i) Klaus Schweitzer ceases to lawfully reside in the United States, (ii) Klaus Schweitzer's employment with ProPat, L.L.C. ceases or is terminated, or (iii) Klaus Schweitzer ceases to remain or reside in the United States on an E2 visa.

This document constitutes proof of such recognition. The original of this document is on file in the Office of Enrollment and Discipline of the U.S. Patent and Trademark Office.

Expires: December 5, 2002

Harry I. Moatz
Director of Enrollment and Discipline